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Attorney for Plaintiff

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

| | | |
|----------------------------------|---|--------------------------------|
| Rebecca Ann Toledo, |) | Case No. 1:21-cv-01743-AWI-GSA |
| Plaintiff, |) | |
| vs. |) | STIPULATION AND ORDER FOR |
| |) | EXTENSION OF TIME |
| Kilolo Kijakazi, Acting |) | |
| Commissioner of Social Security, |) | |
| Defendant. |) | |

IT IS HEREBY STIPULATED, by and between the parties through their respective counsel of record, with the Court's approval, that Plaintiff shall have a 30-day extension of time, from July 25, 2022 to August 24, 2022, for Plaintiff to serve on defendant with Plaintiff's Motion for Summary Judgment. Defendant will serve on Plaintiff with Defendant's Motion for Summary Judgment on or before October 11, 2022. Plaintiff may file an optional reply brief by October 26, 2022.

1 This is Plaintiff's second request for an extension of time. As Counsel has
2 reported previously in many other cases in this district, Counsel for the Plaintiff
3 underwent major orthopedic surgery on March 17, 2022. Although it has been over
4 three months, Counsel continues to work short periods throughout the day with
5 significant breaks throughout. Counsel continues to attend physical therapy four
6 days a week.

7 Additionally, for the weeks of July 25, 2022 and August 1, 2022, Counsel
8 for Plaintiff has seven merit briefs, and several reply briefs.

9 Defendant does not oppose the requested extension. Counsel apologizes to
10 the Defendant and Court for any inconvenience this may cause.

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13 Respectfully submitted,

14 Dated: June 27, 2022 PENA & BROMBERG, ATTORNEYS AT LAW

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16 By: /s/ Jonathan Omar Pena
17 JONATHAN OMAR PENA
18 Attorneys for Plaintiff

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20 Dated: June 27, 2022 PHILLIP A. TALBERT
21 United States Attorney
22 PETER K. THOMPSON
23 Acting Regional Chief Counsel, Region IX
24 Social Security Administration

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26 By: */s/ Sharon Lahey
27 Sharon Lahey
28 Special Assistant United States Attorney
Attorneys for Defendant
(*As authorized by email on June 27, 2022)

ORDER

Pursuant to stipulation, IT IS SO ORDERED.

IT IS SO ORDERED.

Dated: **June 29, 2022**

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE